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In re application of:

Yongwei CAO *et al.*

Appln. No.: 09/819,091

Filed: February 16, 2000

For: **Plant Genome Sequences and Uses  
Thereof**

Art Unit: 1645

Examiner Not Yet Assigned

Atty. Docket: 16517.124

**Supplemental Preliminary Amendment**

Commissioner for Patents  
Washington, DC 20231

Sir:

Prior to examination on the merits, Applicants request entry of the following amendments in the above-captioned application:

**In the Specification:**

Please replace the paragraph on page one, lines 2-6 with the following:

This application is a Continuation-in-Part of U.S. Application No. 09/443,025, filed November 12, 1999, and claims priority under 35 U.S.C. §119(e) of U.S. Provisional Application Nos. 60/108,420, filed November 16, 1998; and 60/120,645, filed February 18, 1999, the disclosures of which applications are incorporated herein by reference in their entirety.

Please replace the paragraph previously added by amendment on page 1, at line 7, (immediately following the priority claim and prior to the section heading "FIELD OF THE INVENTION") with the following:

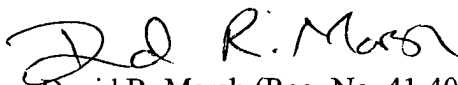
Two copies of the sequence listing (Copy 1 Replacement 01/24/2002 and Copy 2 Replacement 01/24/2002) and a computer readable form of the sequence listing, all on compact discs (CD-Rs), each containing the file named pa\_00263.rpt which is 51,098,137 bytes in size (measured in MS-DOS) and was created on January 24, 2002, are herein incorporated by reference. Two copies of Table 1 and Table 2 (Table: Copy 1 and Table: Copy 2) on compact discs (CD-Rs), each containing the files: TABLE PT A 38-21(15478) B.DOC, which is 2,251,264 bytes; TABLE PT B 38-21(15478) B.DOC, which is 2,647,040 bytes; TABLE PT C 38-21(15478) B.DOC, which is 2,638,848 bytes; TABLE PT D 38-21(15478) B.DOC, which is 2,641,920 bytes; TABLE PT E 38-21(15478) B.DOC, which is 2,892,288 bytes; TABLE PT F 38-21(15478) B.DOC, which is 991,744 bytes (byte size as measured in MS-DOS), and which were created on February 5, 2000, are herein incorporated by reference.

*Remarks*

The specification has been amended to incorporate by reference the material being provided on compact discs (CD-R) in response to the Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures and to establish that the application in a Continuation-in-Part of U.S. Application No. 09/443,025. No new matter is entered by these amendments.

The Commissioner is authorized to charge any fee deficiency, and/or credit any overpayment, to our Deposit Account No. 50-1824, referencing matter number 16517.124.

Respectfully submitted,

  
David R. Marsh (Reg. No. 41,408)  
Andrew S. Brenc (Reg. No. 45,534)

Date: Feb 12, 02

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TECH CENTER 1600/2900

Atty. Docket No: 16517.124  
Date: February 12, 2002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Yongwei CAO *et al.*

Appl. No.: 09/819,091

Filing Date: February 16, 2000

Title: *Plant Genome Sequences and Uses Thereof*

Art Unit: 1645

Examiner: Not Yet Assigned

Commissioner for Patents  
Washington, DC 20231

Sir:

Please place the U.S. Patent and Trademark Office receipt stamp hereon to acknowledge receipt of the following:

1. Transmittal letter;
2. Copy of Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures dated December 13, 2001;
3. Supplemental Preliminary Amendment;
4. Response to Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures;
5. Replacement Copy of Sequence Listing in Computer Readable Form (CRF);
6. Sequence Listing on CD-ROM (COPY 1 REPLACEMENT 01/24/2002);
7. Sequence Listing on CD-ROM (COPY 2 REPLACEMENT 01/24/2002);
8. Statement Regarding Sequence Submission; and
9. Return postcard.

Return postcard to: Danielle M. Edwards, Rm. 1195A

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